THE HONOURABLE SRI JUSTICE GODA RAGHURAM

W.P.NO.19425 OF 2002

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BETWEEN

R.Srinivas son of R.P.narayana

..petitioner

vs.

The Secretary to Government, Revenue Department, A.P.Secretariat, Hyderabad and two others.

..Respondents

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W.P.NO.19425 OF 2002

ORAL ORDER

Heard the learned counsel for the petitioner and the learned Government Pleader for Revenue.

The 4th respondent on 08-05-2002 invited applications from eligible disabled

candidates for admission to a competitive examination scheduled on 15-06-2002 and for drawing up list of disabled candidates for appointment to the posts of Junior Assistant/Typist/Junior Stenographers. The petitioner a visually impaired person was desirous of applying to the post of Junior Assistant and he applied. He appeared for the written test and oral interview and claims to have been informed that he was provisionally selected to the post of Junior Assistant. According to the petitioner the number of vacancies available were eleven (11) in all; two (2) for Non-local and nine (9) for Local. When he presented himself for verification of his original certificates he claims he was not allowed to appear for the medical test on the ground that according to his Intermediate certificate he belongs to Ranga Reddy and therefore was not a local candidate. According to the petitioner he resides at premises bearing D.No.3-1-807,Haraspenta, Kachiguda, Hyderabad and has an employment card as local candidate. He had studied in V.V.High School for Boys, Jambagh, Hyderabad but had pursued his Intermediate study at Vikarabad on account of financial difficulties and therefore he could not be treated as a Non-local candidate. He has therefore filed the writ petition for a declaration that the action of the 4th respondent in treating him as a Non-local candidate and consequently not sending him for medical test in respect of his selection to Group-IV services(clerical cadre), pursuant to the 4th respondent's employment notification dated 08-05-2002, is illegal and arbitrary. In substance, the petitioner's claim for relief is in respect of a recruitment to services under the State Government. Having regard to the decision of the Supreme Court in **L.Chandra Kumar Vs.Union of India ()** the petitioner is required to approach the Administrative Tribunal in the first instance and cannot approach this Court under Article.226 of the Constitution.

For the aforesaid reasons the writ petition is not maintainable and the petitioner is at liberty to approach the A.P.Administrative Tribunal for such relief.

The writ petition is dismissed. No order as to costs.

GODA RAGHURAM,J

31st JANUARY 2006

*TSNR